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Attorney's Docket No.: 10449-027001 / P1S2000216US

TFW 2653

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Koji Hayashi
Serial No. : 09/718,164
Filed : November 21, 2000
Title : DATA RECORDER

Art Unit : 2653
Examiner : Tan X. Dinh

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUATION OF PROSECUTION

In response to the Official communication of May 3, 2005, Applicants hereby requests that the prosecution be continued in the above application and that the provisional obviousness-type double patenting rejection be withdrawn. The co-pending application under which the double patenting rejection was made, application 09/717,771 ("the '771 application") went abandoned on July 12, 2005. A new application, serial number 11/178,889 ("the '889 application") was filed July 11, 2005 claiming priority to the '771 application.

Applicant requests, in the alternative, that an additional suspension of action be granted in the current application until such a time as the claims in the '889 have been amended to be patentably distinct from the currently pending claims, until the '889 application is otherwise finally resolved, or until some other time the Examiner in his discretion feels appropriate.

No fee is necessarily believed to be due. However, if necessary, please apply the charge of \$200.00 for the associated petition fee under 37 CFR §1.17(h) to our Deposit Account 06-1050, referencing Attorney Docket Number 10449-027001. Additionally, please apply any other necessary fees or charges to this account referencing this Attorney Docket Number.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 9, 2005
Date of Deposit

Melissa Krueger
Signature

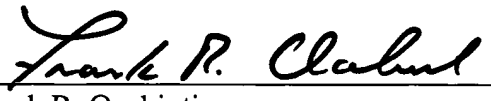
Melissa Krueger
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Applicant : Koji Hayashi
Serial No. : 09/718,164
Filed : November 21, 2000
Page : 2 of 2

Attorney's Docket No.: 10449-
027001 / P1S2000216US

Respectfully submitted,

Date: November 4, 2005



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